INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99) Application Number 10679699 Filing Date 2003-10-02 First Named Inventor David Bar-Or Art Unit 1649 Examiner Name Gregory Emch Attorney Docket Number 4172-85

U.S.PATENTS							Remove			
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue D)ate	of cited Document		Releva	,Columns,Lines whe ant Passages or Rele s Appear	
	1	6358957		2002-03	3-19	Fukumoto et al.				
	2	6635649		2003-10)-21	Teng et al.				
	3	7026322		2006-04	l-11	Hayashi et al.				
If you wish to add additional U.S. Patent citation information please click the Add button. Add										
			U.S.P	ATENT	APPLIC	CATION PUBL	LICATIONS		Remove	
Examiner Initial*	Cite No	Publication Number	Kind Code ¹				entee or Applicant ment	Releva	Columns,Lines whe ant Passages or Rele s Appear	
	1	20040132738		2004-07-08		Teng et al.				
If you wis	h to ac	dd additional U.S. Publi	shed Ap	plication	citation	n information p	lease click the Add	d button	. Add	
				FOREIG	SN PAT	ENT DOCUM	ENTS		Remove	
Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ²			Publication Date	Name of Patented Applicant of cited Document	/ 1	Pages,Columns,Line where Relevant Passages or Releva Figures Appear	Т5
	1	2000-2680	CZ			2000-07-21	Kasafirek et al.			X

Application Number		10679699		
Filing Date		2003-10-02		
First Named Inventor David		Bar-Or		
Art Unit		1649		
Examiner Name Grego		ory Emch		
Attorney Docket Numb	er	4172-85		

	2	2000-2681	CZ		2000-07-21	Kasafirek et al.		×
	3	2827.94	CZ		1996-04-17	Galena		×
	4	01013075	JP		1989-01-17	Nippon Chemiphar Co LTD		×
	5	08277203	JP		1996-10-22	Kaiyo Bio Technol Kenkyusho:KK Shizuoka Prefecture		×
	6	59-73574	JP		1984-04-25	Grelan Pharmaceutical Co., Ltd.		×
	7	2004/054498	WO		2004-07-01	Nereus Pharmaceuticals, Inc.		
	8	2005/011699	WO		2005-02-10	Nereus Pharmaceuticals, Inc.		
If you wis	h to ac	dd additional Foreign P	atent Document	citation	information pl	ease click the Add buttor	Add	
			NON-PATEN	IT LITE	RATURE DO	CUMENTS	Remove	
Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.						T 5
	1	Weng et al., " Novel CCK-B receptor agonists: diketopiperazine analogues derived for CCK4 bioactive conformation" Regul Pept, August 27, 1996; Vol. 65(1): Abstract only						
	2	Battersby et al., "Diketopiperazine formation and N-terminal degradation in recombinant human growth hormone", Int J Pept Protein Res., September 1994; Vol 44(3); Abstract only						

Application Number		10679699
Filing Date		2003-10-02
First Named Inventor David		Bar-Or
Art Unit		1649
Examiner Name Grego		pry Emch
Attorney Docket Number		4172-85

3	Lee et al., "Cyclo (Leu-Gly attenuates the striatal dopaminergic supersensitivity induced by chronic morphine.", Alcohol Drugs Res.; 1987; Vol. 7(1): Abstract only	
4	Bressan et al. " Coordination chemistry of peptides. Part II. Crystal structure of cyclo-L-methionylglycine and studies of metal complexation", Int J Pept Protein Res; April 1982; Vol 19(4); Abstract only	
5	Suzuki et al., "Effect of cyclic dipeptides containing histidine on pentobarbital narcosis", J Pharmacobiodyn; May 1981; Vol 4(5): Abstract only	
6	Jara et al., "Elevated serum levels of cyclo (His-Pro), and endogenous inhibitor ofpituitary prolactin secretion, in systemic lupus erythematosus patients.:, Lupus; 1997; Vol 6(3); Abstract only	
7	Woehlecke et al., "Reversal of breast cancer resistance protein-mediated drug resistance by tryprostatin A.", Int J Cancer; December 10, 2003; Vol. 107(5); Abstract only	
8	"Tryprostatin A, Aspergillus fumigatus"; available at http://www.emdbiosciences.com/Products/ProductDisplay.asp? catno=649305&; printed on June 21, 2006, 1 page	
9	Caballero et al., "Brief total systhesis of the cell cycle inhibitor tryprostatin B and related preparation of its alanine analogue.", J Org Chem.; September 5, 2003; Vol 68(18); Abstract only	
10	Caballero et al., "Brief systhesis of the cell cycle inhibitor tryprostatin B and its alanine analogue.", Fourth International Electronic conference of Synthetic Organic Chemistry (ECXOC-4), September 1-13, 2000, 4 pages, available at http://pages.unibas.ch/mdpi/eecxoc-4/c0023/c0023.htm.	
11	Goolcharran et al. " Comparison of the rates of deamidation, diketopiperazine formation and oxidation in recombinant human vascular endothelial growth factor and model peptides." AAPS PharmSci., 2000; Vol 2(1); Abstract only	
12	Houston et al., " The cyclic dipeptide CI-4 [cyclo-(I-Arg-d-Pro)] inhibits family 18 chitinases by structural mimicry of a reaction intermediate.", Biochem J.; November 15, 2002; Vol 368(Pt 1); Abstract only	
13	Jamie et al., "The effect of the isomers of cyclo(Trp-Pro) on heart and ion-channel activity." J Pharm Pharmacol; December 2002; Vol. 54(12); Abstract only	

Application Number		10679699
Filing Date		2003-10-02
First Named Inventor David		Bar-Or
Art Unit		1649
Examiner Name Grego		pry Emch
Attorney Docket Number		4172-85

14	Strom et al., "Lactobacillus plantarum MiLAB 393 produces the antifungal cyclic dipeptides cyclo(L-Phe-L-Pro) and cyclo(L-Phe-trans-4-OH-L-Pro) and 3-phenyllactic acid.", Appl Environ Microbiol; September 2002; Vol. 68(9); Abstract only	
15	Serdenin et al. " Endogenous dipeptide cycloprolylglycine shows selective anxiolytic activity in animals with manifest fear reaction", Bull Exp Biol Med; April 2002; Vol 1333(4); Abstract only	
16	Ostrovskaia et al., "Multicomponent antithrombotic effect of the neuroprotective prolyl dipeptide GVS-111 and its major metabolite cyclo-L-prolylglycine", Eksp Klin Farmakol; Mar-Apr 2002; Vol 65(2); Abstract only	
17	Fdhila et al., "dd-diketopiperazines: antibiotics active against Vibrio anguillarum isolated form marine bacteria associted with cultures of Pecten maximus." J Nat Prod; October 2003; Vol 66(10); Abstract only	
18	Moldavkin et al., "[Effect of the novel dipeptide nootropic agent noopept and its metabolite cyclo-L-prolylglycine on the transcallosal evoked potential in the rat brain]", Eksp Klin Farmakol; Mar-Apr 2002; Vol 65(2); Abstract only	
19	Gudasheva et al., "Anxiolytic activity of endogenous nootropic dipeptide cycloprolylglycine in elevated plus-maze test" Bull Exp Biol Med; May 2001; Vol 131(5); Abstract only	
20	Liu et al., "Hydroxyprolylserine derivatives JBP923 and JBP485 exhibit the antihepatitis activites after gastrointestinal absorption in rats." J Pharmacol Exp Ther; Aug 2000; Vol. 294(2); Abstract only	
21	Gudasheva et al. "Identification of a novel endogenous memory facilitating cyclic dipeptide cyclo-prolylglycine in rat brain" FEBS Lett; August 5, 1996; Vol 391(1-2); Abstract only	
22	Lindner et al., "[Effects of cyclic adenosine-3',5'-monophosphate and cyclo{Lys-Pro).HCl neuronotrophic factors in tissue culture]", J Hirnforsch, 1987; Vol 28(3); Abstract only	
23	Sato et al., "Comparison of the antiociceptive effect between the cyclic dipeptide cyclo[Tyr(Et)-homoarginine] and the linear dipeptide Boc-Tyr(Et)-homoarginine-Ome in rats.", Jpn J Pharmacol; Jan 1984; Vol. 34(1); Abstract only	
24	Bhargava, "The effect of melanotrophin release inhibiting factor (MIF) and cyclo (Leu-Gly) on the tolerance to morphine-induced antinociception in the rat: a dose-response study", Br J Pharmacol, Apr 1981; 72(4); Abstract only	

Application Number		10679699
Filing Date		2003-10-02
First Named Inventor David		Bar-Or
Art Unit		1649
Examiner Name Grego		ory Emch
Attorney Docket Number		4172-85

25	Rainbow et al., "Distribution, survival and biological effects in mice of a behaviorally active, enzymatically stable peptide: pharmacokinetics of cyclo(Leu-Gly) and puromycin-induced amnesia" Pharmacol Biochem Behav.; May 1979; Vol 10(5); Abstract only	
26	Cui et al., "Novel Mammalian Cell Cycle Inhibitors, Tryprostatins A, B and Other Diketopiperazines Produced by Aspergillus fumigatus II. Physico-chemical properties and Structures", The Journal Of Antibiotics, June 1996, p. 534-540	
27	Graz et al. "Mechanism of a anti-fungal action of selected cyclic dipeptides", Pharmazie; Nov 2001; Vol. 56(11); p. 900-1	
28	Graz et al "Cyclic Dipeptides in the Induction of Maturation for Cancer Therapy", J. Pharm. Pharmacol. 2000; Vol 52; p. 75-82	
29	Degrassi et al., "Plant Growth-Promoting Pseudomonas putida WCS358 Produces and Secretes Four Cyclic Dipeptides: Cross-Talk with Quorum Sensing Bacterial Sensors", Current Microbiology; 2002; Vol 45; p. 250-254	
30	Holden et al. "Quorum-sensing cross talk: isolation and chemical characterization of cyclic dipeptides from Pseudomonas aeruginosa and other Gram-negative bacteria"; Moleclur Microbiology; 1999; Vol 33(6); p. 1254-1266	
31	Wretlind "The Availability of the Isopropyl Ester of L- and D-Phenylalanine and 3,6-Dibenzyl-2,5-Diketopiperazine form Growth in Rats", Acta phys. Scandinav, May 26, 1953, Vol. 30, p. 97-104	
32	Walter et al., "The Cyclized C-Terminal Dipeptide of Arginine Vasopressin: Metabolic Stability and Antagonism of Puromycin-Induced Amnesia", Hormones and Behavior, 1982; Vol 16; p. 234-244	
33	Mizuma et al., "Intestinal Absorption of Stable Cyclic Glycylphenylalanine: Comparison with the Linear Form", J. Pharm. Pharmacol.; 1997; Vol 49; p. 1067-1071	
34	Hlinak et al., "Effect of alaptide, its analogues and oxiracetam on memory for an elevated plus-maze in mice", European Journal of Pharmacology; 1996; Vol 314; p. 1-7	
35	Mizuma et al., "Concentration-Dependent Preferences of Absorptive and Excretive Transport Cause Atypical Intestinal Absorption of Cyclic Phenylalanylserine: Small Intestine Acts as an Interface Between the Body and Ingested Compounds", Research Communications in Molecular Pathology and Pharmacology, 2002, Vol. 111, p. 199-209	

Application Number		10679699
Filing Date		2003-10-02
First Named Inventor David		Bar-Or
Art Unit		1649
Examiner Name Grego		pry Emch
Attorney Docket Number		4172-85

If you wish to add additional non-patent literature document citation information please click the Add button Add						
EXAMINER SIGNATURE						
Examiner Signature		Date Considered				
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.						
¹ See Kind Codes of USPTO Patent Documents at <u>www.USPTO.GOV</u> or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.						

(Not for submission under 37 CFR 1.99)

Application Number		10679699
Filing Date		2003-10-02
First Named Inventor David		Bar-Or
Art Unit		1649
Examiner Name Grego		pry Emch
Attorney Docket Number		4172-85

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):				
	That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).			
OR				
	That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).			
	See attached certification statement.			
×	Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.			
SIGNATURE A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.				
Signature		/Robert D. Traver/	Date (YYYY-MM-DD)	2007-02-01
Name/Print		Robert D. Traver	Registration Number	47999
This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you				

require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria**,

CERTIFICATION STATEMENT

VA 22313-1450.

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- 1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
- A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a
 court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement
 negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
 - 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.